

MAY 05 2005

PTO/SB/97 (08-00)

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on May 5, 2005
Date


Signature

Lisa Rasmussen
Typed or printed name of person signing Certificate

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Transmittal Letter (in duplicate)

Request for Continued Examination (RCE) Transmittal (in duplicate)

Preliminary Amendment

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

MAY 05 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Barbara Scott et al.

Serial No.: 09/777,554

Filed: February 6, 2001

Entitled: BENZOTHAZOLE DERIVATIVES

Atty. Docket No.: BBC-077/A

ART UNIT: 1626

EXAMINER: Shaio, Rei Tsang

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450,
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

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May 5, 2005
date of mailing and signature

Lisa Rasmussen
Lisa Rasmussen

TRANSMITTAL LETTER

Sir/Madam:

Transmitted herewith are: ☒ Request for Continued Examination (RCE) Transmittal (in duplicate); and
☒ A Preliminary Amendment to be filed in the above-identified patent application.

FEE FOR ADDITIONAL CLAIMS

- ☒ A fee for additional claims is not required.
☐ A fee for additional claims is required. The additional fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER OF EXCESS CLAIMS	RATE	FEES DUE
TOTAL CLAIMS			0	× \$18	= 0.00
INDEPENDENT			0	× \$84	= 0.00
FIRST INTRODUCTION OF MULT. DEPENDENT CLAIM				+\$280	= 0.00
TOTAL FEES DUE					= 00.00

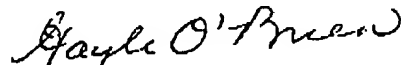
BBC-077/A

Serial No. 09/777,554

PETITION FOR EXTENSION OF TIME

- ☐ Extension is requested under 37 CFR 1.136(a), and the following extension fee is applicable for the paper(s) filed herewith: ☐ \$120.00 for response within first month pursuant to 37 CFR 1.17(a)(1); ☐ \$450.00 for response within second month pursuant to 37 CFR 1.17(a)(2); ☐ \$1,020.00 for response within third month pursuant to 37 CFR 1.17(a)(3); ☐ \$1,590.00 for response within fourth month pursuant to 37 CFR 1.17(a)(4); ☐ \$2,160.00 for response within fifth month pursuant to 37 CFR 1.17(a)(5);
- ☒ The Commissioner is hereby authorized to charge payment of any fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 010025 A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,



Gayle B. O'Brien
Agent for Applicants
Reg. No. 48,812
Abbott Bioresearch Center
100 Research Drive
Worcester, MA 01605
(508) 688-8053

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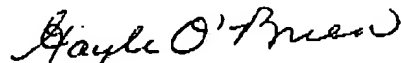
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PTO/SB/30 (04-05)

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Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/777,554
Filing Date	February 6, 2001
First Named Inventor	Barbara Scott
Art Unit	1626
Examiner Name	Shiao, Rei Tsang
Attorney Docket Number	55C-077/A

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 01-0025. I have enclosed a duplicate copy of this sheet.
- a. ☒ RCE fee required under 37 CFR 1.17(e)
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	Gayle B. O'Brien	Date	May 5, 2005
Name (Print/Type)	Gayle O'Brien	Registration No.	48,812

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	Lisa Rasmussen	Date	May 5, 2005
Name (Print/Type)	Lisa Rasmussen		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Request for Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/777,554
	Filing Date	February 6, 2001
	First Named Inventor	Barbara Scott
	Art Unit	1626
	Examiner Name	Shiao, Rei Tsang
	Attorney Docket Number	BBC-077/A

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 - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - ☐ Other _____
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Signature	Gayle B. O'Brien	Date May 5, 2005
Name (Print/Type)	Gayle B. O'Brien	Registration No. 48,812

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